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**Introduced by Senator Ackerman**

February 22, 2005

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An act to amend Section 1770 of the Labor Code, relating to public works.

LEGISLATIVE COUNSEL'S DIGEST

SB 868, as introduced, Ackerman. Public works: prevailing wage rates.

Existing law requires, except for public works projects of \$1,000 or less, that workers employed on public works be paid not less than the general prevailing rate of per diem wages for work of a similar character in the locality that the public work is performed, and not less than the general prevailing rate of per diem wages for holiday and overtime work fixed, as prescribed. Existing law requires the body awarding a contract for public work to obtain from the Director of Industrial Relations the general prevailing rate for holiday and overtime work in the locality in which the public work is to be performed.

This bill would make technical, nonsubstantive changes in public works wage rate provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 1770 of the Labor Code is amended to
- 2 read:
- 3 1770. The Director of the Department of Industrial Relations
- 4 shall determine the general prevailing rate of per diem wages in
- 5 accordance with the standards set forth in Section 1773, and the

1 director's determination in the matter shall be final except as  
2 provided in Section 1773.4. Nothing in this article, however,  
3 shall prohibit the payment of more than the general prevailing  
4 rate of wages to any ~~workman~~ *worker* employed on a public  
5 work. Nothing in this act shall permit any overtime work in  
6 violation of Article 3 ~~of this chapter~~ (*commencing with Section*  
7 *1810*).

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